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**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

NATIONAL URBAN LEAGUE, *et al.*,

Plaintiff,

v.

WILBUR L. ROSS, JR., *et al.*,

Defendants.

Case No. 5:20-cv-05799-LHK

**DEFENDANTS' RESPONSE TO THE
COURT'S ORDERS, ECF 255, ECF 258,
AND ECF 263**

1 Pursuant to the Court's Orders, ECF 255, ECF 258, and ECF 263, Defendants respectfully
2 submit the attached declaration of James T. Christy, which addresses the communications the
3 Court has received.

4 This declaration is the seventh Mr. Christy has submitted in this matter addressing
5 questions or communications. As each of those declarations has detailed, the communications
6 received by the Court do not reflect any violation of the Temporary Restraining Order or
7 Preliminary Injunction; rather, those communications reflect either misunderstandings of Census
8 Bureau operations or individual personnel disputes. Defendants will continue to comply with any
9 Court order to address future communications. However, as Mr. Christy described in the
10 declaration submitted earlier today, ECF 260-1, responding to these communications has already
11 "detracted significantly from [his] duties as the Assistant Director for Field Operations at the U.S.
12 Census Bureau, and [his] ability to monitor key operations" of the census. Christy Decl. ¶ 15, ECF
13 No. 260-1. Indeed, Mr. Christy estimates that, prior to the latest set of responses, he and his staff
14 "devoted over 100 staff hours to research the[] complaints," which has involved "confirming
15 locations, progress numbers, status of employment, interviewing staff through the Nation and
16 producing documentation." *Id.* ¶ 14. Respectfully, this burden is unsustainable.

17 Defendants believe that a more appropriate (and more efficient) course would be to direct
18 any future communications or complaints to the Commerce Department's Office of Inspector
19 General. *See* Christy Decl. ¶ 21, ECF No. 244. Plaintiffs are also free to address concerns that
20 they may have with regard to these communications in an appropriate motion, but the Court should
21 not require seriatim responses.

1 DATED: September 30, 2020

Respectfully submitted,

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9 /s/ Alexander V. Sverdlov
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CERTIFICATE OF SERVICE

I hereby certify that on the 30th day of September, 2020, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing.

/s/ Alexander V. Sverdlov
ALEXANDER V. SVERDLOV